

UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA  
GREENSBORO DIVISION

NO. 1:19-CV-515

ARIS HINES & BRANDI  
THOMASON,

Plaintiffs,

v.

TERRY S. JOHNSON, individually and  
in his Official capacity as Sheriff of  
Alamance County, RANDY JONES,  
in his Official capacity as Deputy Sheriff  
of Alamance County, JOHN DOE  
CORPORATION, in its capacity as Surety  
on the Official Bond of the Sheriff of  
Alamance County, NGM INSURANCE  
COMPANY, and DOE DEPUTIES 1-10,

Defendants.

PLAINTIFFS' MOTION TO EXTEND  
EXPERT WITNESS REPORTS  
DEADLINE

**NOW COMES** Plaintiffs and moves the court for an order extending the discovery deadlines set out in the Certification and Report of F.R.C.P. 26(f) Conference and Discovery Plan and shows unto the Court the following:

1. That the Certification and Report of F.R.C.P. 26(f) Conference and Discovery Plan identifies the following deadline:  
Reports required by Rule 26(a)(s)(B): July 22, 2022 for Plaintiff
2. That the undersigned has been engaged in numerous court matters during June and July which has consumed substantial office time.
3. The undersigned was unable to locate an expert witness until on or about July 12, 2022, due to the specific nature of the expert's knowledge. Furthermore, several experts previously reviewed the instant matter and have declined to be involved.
4. Plaintiffs provided two expert witnesses in their responses to Alamance County Defendant's First Set of Interrogatories and Request for Production of Documents that were produced on July 15, 2022. However, since then one of the named experts has decided to not be an expert witness in this matter.
5. That the date for the completion of all discovery (general and expert) is October 24, 2022.

6. That additional discovery needs to be conducted for Plaintiffs' purported experts to provide expert reports.
7. That Plaintiffs requires additional time to secure an expert witness report pursuant to Rule 26(a)(2)(B).
8. That counsel for Plaintiffs has conferred with Defendants' counsel but has not received a response regarding Defendants' position relating to this motion.

WHEREFORE, the undersigned prays for an extension of time to file the expert witness report in this matter up to and including September 5, 2022.

This the 22<sup>nd</sup> day of July, 2022.

/s/ M. Anthony Burts II  
M. Anthony Burts II (NCSB #49878)

/s/ Onyema Ezech  
Onyema Ezech (NCSB #43394)  
*Attorney for Plaintiffs*

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## **CERTIFICATE OF SERVICE**

The undersigned does hereby certify that a copy of the foregoing *Plaintiff's Motion to Extend Expert Witness Reports Deadlines* was electronically filed on July 22, 2022 with the Clerk of Court using the EM/ECF system which will send notification to the following:

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*Attorneys for Defendant NGM Insurance Company*

This the 22<sup>nd</sup> day of July, 2022.

/s/ M. Anthony Burts II  
M. Anthony Burts II (NCSB #49878)

/s/ Onyema Ezech  
Onyema Ezech (NCSC #43394)